PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| <u>In re</u> ti | ne application of: John S. PATTON et al. |) |
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| Applic | eation No.: 10/693,318 |) |
| Filed: | 10/24/2003 |) |
| Title: | METHOD AND DEVICE FOR DELIVERING AEROSOLIZED MEDICAMENTS |))) |

Atty. Docket No.: 0001.13

Examiner: Aaron J. LEWIS

Group Art Unit: 3743

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to MAIL STOP RCE, COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450

Signed:

15 NOV 2006

<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 CFR §1.56, §1.97 and §1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

The references listed in the attached Form PTO-1449 may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56, 1.97, and 1.98. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

In compliance with 37 CFR §§1.98 (2) enclosed are copies of: (i) Each foreign patent; (ii) Each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office. The references on the attached Form PTO-1449

were previously cited by or submitted to the PTO in a prior application relied upon for an earlier filing date. Accordingly, in compliance with 37 CFR §§1.98 (d), copies of these references have not been provided.

This Information Disclosure Statement is being timely filed under 37 CFR §§1.97 and is being filed:

| \boxtimes | within three months of the filing date of a national application or an RCE; within three |
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| months of the | date of entry of the national stage as set forth in section 1.491 in an international |
| application; or | before the mailing date of a first Office action on the merits (whichever event occurs |
| last). | |
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____ Attached is Check No. _ in the amount of <u>\$0</u>.

Please charge the amount of <u>\$</u> to Deposit Account 500348

If it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500348.

Respectfully submitted,

NEKTAR THERAPEUTICS

Dated: JUNOV 2001

By: Juy J

Reg. No. 45,302

NEKTAR THERAPEUTICS 150 Industrial Road San Carlos, CA 94070 (650) 620-5501

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PTO/SB/08 (2/92) Sheet 1 of 5 TRADE Form PTO-1449 Attorney's Docket No. **Application Serial No.** 10/693,318 0001.13 Applicant(s) INFORMATION DISCLOSURE STATEMENT Patton, et al. **Group Art Unit:** Filing Date: 3743 (use several sheets if necessary) October 24, 2003 **U.S. PATENT DOCUMENTS** Filing Date Class **Subclass** Ref. Date Document No. Name **Examiner** (if appropriate) Initials No. 10/2000 6,138,668 Patton, et al. 09/2000 6,119,688 Whaley, et al. 09/2000 Schultz, et al. 6,116,237 02/2000 6.029,661 Whaley, et al. Wetterlin 11/1999 5,983,893 03/1999 Vaghefi 5,875,776 Patton, et al. 07/1998 5,775,320 Smith, et al. 07/1998 5,785,049 Bisgaard 05/1998 5,755,221 04/1998 5,740,794 Smith, et al. 07/1997 5,645,050 Zierenberg, et al. Patton, et al. 10/1995 5,458,135 04/1995 5,404,871 Goodman, et al. Mishelevich, et al. 11/1994 5,363,842 Guentert, et al. 11/1994 5,366,122 10/1994 5,355,872 Riggs, et al. Newhouse, et al. 09/1994 5,349,947 08/1994 5,337,740 Armstrong, et al. Andersson, et al. 07/1994 5,331,953 06/1994 5,320,714 **Brendel** 05/1994 5,309,900 Knoch, et al. 03/1994 5,295,479 Lankinen 02/1994 Burns, et al. 5,284,133

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*If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by or submitted to the PTO in a prior application that is identical in the statement and relied upon for an earlier filing date under 35 U.S.C. §120. 37 C.F.R. §1.98 (d).

| Form PTO-1449 INFORMATION DISCLOSURE STATEMENT | | Attorney's Docket No. 0001.13 | | olication Seria 693,318 | al No. | | | |
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| | | Applicant(s) | Patton, et al. | | | | | |
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